

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

PUBLIC SERVICES – Government Pleader's Office – Imposing penalty of dismissal from service on the ground of conduct which led to conviction on a criminal charge and for the charges proved for his unauthorized absence against Sri Y.Chennaiah, Record Assistant (Under suspension), Government Pleaders' Office, Hyderabad – Orders – Issued.

LAW (N) DEPARTMENT

G.O.Ms.No.104

Date: 27-06-2008.

Read the following:-

- 1 Memo.No.125559/N/2003-1, Law, dated 06-10-2003
1. Memo.No.125559/N/2003-7, Law, dated 16-12-2006
2. Memo.No.125559/N/2003-8 to 10, Law, dated 23-01-2007
3. Memo.No.125559/N/2003-12, Law, dated 03-04-2007
4. Judgment of Chief Metropolitan Magistrate, Hyderabad in C.C.No.294/2004 dated 03-10-2007.
5. Enquiry Reports submitted by the Inquiry Authority/Deputy Administrator, G.Public Services' Office, High Court Buildings, Hyderabad dated 14-09-2007 and 20-12-2007.
6. Memo.No.125559/N/2003-16, Law, dated 18-02-2008
7. Judgment of IV Additional Metropolitan Sessions Judge, Hyderabad in CrI.A.No.408/2007 dated 25-02-2008.

ORDER:

Whereas, in the reference 1st read above, Sri Y.Chennaiah, Record Assistant was placed under suspension in terms of sub-rule (2) of rule 8 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 with effect from 25-09-2003 i.e., the date of his detention by the Charminar Police Station, Hyderabad in Crime No.215/03 under section 420 and 109 of the Indian Penal Code and he was sanctioned subsistence allowance as per rules in force.

2. And whereas, in the reference 2nd to 4th read above orders were issued appointing the Deputy Administrator, Government Pleaders' Office as Inquiry Officer to enquire for his unauthorized absence in various spells from 04-09-2001 to 09-07-2003 and receipt of an amount of Rs.2,57,000/- from various persons using his official position for favouring them to provide jobs.

3. And whereas, in the reference 5th read above, the Hon'ble Chief Metropolitan Magistrate, Hyderabad has convicted the accused Sri Y. Chennaiah under section 248 (2) Cr.P.C., for the offence under section 420 of I.P.C. and sentenced to undergo rigorous imprisonment for three years and also to pay Rs.5,000/- in default simple imprisonment for six more months in C.C.No.294 of 2004 filed by the State.

4. And whereas, in the reference 6th read above, the Inquiry Officer has submitted his report and the charges framed against the charged employee, viz., Sri Y. Chennaiah, Record Assistant (under suspension), Government Pleaders' Office that he has violated rule 8 (3) of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 is held proved and the charges which were framed against him for his unauthorized absence from duty are also held proved.

5. And whereas, in the reference 7th read above, the said individual was directed to submit his written representation, if any, within (15) days from the date of receipt of the orders, but, no representation is received from the said individual so far.

P.T.O.

6. And whereas, in the reference 8th read above, the said individual has filed Criminal Appeal No.408 of 2007 and the Hon'ble IV Additional Metropolitan Sessions Judge, Hyderabad has dismissed the said Appeal by confirming the conviction and sentence passed by the learned Chief Metropolitan Magistrate, Hyderabad in C.C.No.294 of 2004, dated 03-10-2007 and challenging these orders, the individual has also filed Criminal Revision case before the Hon'ble High Court.

7. And whereas, it is considered that the conduct of the said Sri Y.Chennaiah, Record Assistant, Government Pleaders' Office, High Court Buildings, Hyderabad which has led to his conviction is such as to render his further retention in the public service undesirable.

8. And whereas, Government after careful consideration of facts and circumstances of the case, have decided that penalty of dismissal from Government service shall be imposed on Sri Y.Chennanaih, Record Assistant, Government Pleaders' Office, High Court Buildings, Hyderabad.

9. Now, therefore, in exercise of the powers conferred by rules 9 (x) and 25 (i) of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04-01-1999, the Government hereby dismiss Sri Y. Chennaiah, Record Assistant (Under suspension), Government Pleaders' Office, High Court Buildings, Hyderabad from Government service with immediate effect

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.MADAN MOHAN REDDY,
Secretary to Government ,
Legislative Affairs & Justice

To
Sri Y.Chennaiah, Record Assistant, G.Ps' Office, High Court Buildings, Hyderabad
through the Administrator, G.Ps' Office, High Court Buildings, Hyderabad
The Administrator, G.Ps' Office, High Court Buildings, Hyderabad
The Pay and Accounts Officer, Andhra Pradesh, Hyderabad.
The D.P.A.O., Old City, Hyderabad
The Accountant General, Andhra Pradesh, Hyderabad
The Accounts Officer, Government Pleaders' Office, Hyderabad.
The General Administration (Ser.B) Department
The P.S.to the Hon'ble Minister for Law & Courts, T.E., & ITIs
The P.S.to Secretary to Government, Legal Affairs
The P.S. to Secretary to Government, Legislative Affairs & Justice
The Special Officer, I.T.&C Department
The Nodal Officer, Law Department
S/f and S/c

//True Copy/Forwarded By Order//

SECTION OFFICER.